

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

KUANG XUAN LIU, et al.,
Plaintiffs,
v.
WIN WOO TRADING, LLC, et al.,
Defendants.

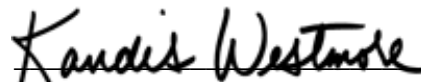
Case No. 14-cv-02639-KAW
ORDER GRANTING PLAINTIFFS'
MOTION TO STRIKE ANSWER
Dkt. No. 24

On August 29, 2014, Plaintiffs filed a motion to strike Defendants Safety Trucking LLC and Jia Tun Zheng's affirmative defenses in their answer to Plaintiffs' first amended complaint. (Dkt. No. 24.) Pursuant to Civil L.R. 7-3, a party has 14 days from the date of filing to file an opposition to the motion. Under this Court's Standing Order, "[t]he failure of the opposing party to file a memorandum of points and authorities in opposition to any motion shall constitute consent to the granting of the motion." (Standing Order for Magistrate Judge Kandis A. Westmore ¶ 22.) Defendants did not file an opposition.

Accordingly, the Court finds that this matter may be resolved without further briefing and without oral argument pursuant to Civil Local Rule 7-1(b), and GRANTS Plaintiffs' motion to strike Defendants' affirmative defenses as unopposed. Defendants shall file a first amended answer which complies with Rule 8 and *Iqbal-Twombly* pleading standards within 14 days of this order. Any affirmative defenses not asserted in the amended answer will be deemed waived.

IT IS SO ORDERED.

Dated: October 9, 2014


KANDIS A. WESTMORE
United States Magistrate Judge